

**AGENDA
MAY 18, 2021**

MAYOR MCLAUGHLIN CALLS THE MEETING TO ORDER AND CALLS FOR FLAG SALUTE

MAYOR MCLAUGHLIN ASKS THE CLERK TO CALL THE ROLL:

ROLL CALL

COMM. McLOUGHLIN-____; COMM. BOLAN-____; MAYOR McLAUGHLIN-____

MAYOR MCLAUGHLIN ANNOUNCES THAT THE NOTICE REQUIREMENTS OF R.S. 10:4-18 HAVE BEEN SATISFIED BY DELIVERING THE REQUIRED NOTICE TO THE COASTER AND THE ASBURY PARK PRESS, POSTING THE NOTICE ON THE BOARD IN BOROUGH HALL AND FILING A COPY OF SAID NOTICE WITH THE BOROUGH CLERK.

ORDINANCES FINAL READING

ORDINANCE #2021-10 – Final Reading

Offered By: _____ Secoded By: _____

ORDINANCE #2021-10

AN ORDINANCE SUPPLEMENTING THE BOROUGH CODE OF THE BOROUGH OF ALLENHURST, CHAPTER III, ADDING SUBSECTION 3.1.2 ENTITLED “NO CONSTRUCTION ON SUNDAYS.”

VOTE: Comm. McLoughlin____; Comm. Bolan____; Mayor McLaughlin____

CONSENT AGENDA:

Res. #2021-118	Ratify and Approve Minutes.
Res. #2021-119	Dispense with Reading of Minutes
Res. #2021-120	Adopt Cabana Licensing Rules
Res. #2021-121	Re-Adopt Cabana List
Res. #2021-122	Approve Summer Hours
Res. #2021-123	Authorize Payment – Pool Fill Line
Res. #2021-124	Award Contract – Body Cams
Res. #2021-125	Hire Seasonal Employees
Res. #2021-126	Approve Executive Session

Consent Agenda Offered By: _____ Secoded By: _____

VOTE: Comm. McLoughlin ____; Comm. Bolan ____; Mayor McLaughlin ____

Res. #2021-127 Approve Bills (5-1-2021 to 5-15-2021).

Offered By: _____ Secoded By: _____

VOTE: Comm. McLoughlin ____; Comm. Bolan ____; Mayor. McLaughlin ____

ITEMS FOR DISCUSSION:

Beach Items:

Michael Varley – Cabana P-40 – is requesting that his son William Rutledge Varley be made a co-principal on the cabana. William has been a member and in the cabana for more than five years.

OPEN PUBLIC HEARING:

CLOSE PUBLIC HEARING:

ADJOURN.

ORDINANCES FINAL READING

ORDINANCE #2021-10 –Final Reading

ORDINANCE #2021-10

AN ORDINANCE SUPPLEMENTING THE BOROUGH CODE OF THE BOROUGH OF ALLENHURST, CHAPTER III, ADDING SUBSECTION 3.1.2 ENTITLED “NO CONSTRUCTION ON SUNDAYS.”

Offered By:

Seconded By:

WHEREAS, the Borough Council of the Borough of Allenhurst has determined that it is in the best interests of the community to supplement the Borough Code to prohibit construction activities on Sundays throughout the Borough in order to maintain the peace.

NOW THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Allenhurst that Chapter III of the Borough Code of the Borough of Allenhurst, be and is hereby supplemented as follows:

SECTION 1. New section 3-1.2 be and is hereby added to the Borough Code as follows:

3-1.2. No Construction on Sundays.

a. Construction Activities Prohibited. It shall be unlawful for any person, firm, business or corporation to engage in construction activities in the Borough on Sundays, regardless of the time of day. Notwithstanding the foregoing, nothing herein shall be deemed to prohibit a homeowner and/or their immediate family members, from undertaking regular home maintenance activities on Sundays between the hours of 8:00 a.m. and 7:00 p.m.

b. Penalties. Any person, firm, business or corporation who violates any provision of this section shall, upon conviction thereof, be subject to a fine as follows:

- i. For a 1st Offense, fine of \$276.00, plus \$24.00 Court Costs;
- ii. For a 2nd Offense, fine of \$576.00, plus \$24.00 Court Costs; and
- iii. For a 3rd and any subsequent Offense, fine of \$1,176.00, plus \$24.00 Court Costs.

Each hour of such violation’s continuance shall be considered a separate offense and be separately punishable.

SECTION 2. A copy of this Ordinance, upon introduction, shall be provided to all appropriate municipal agencies pursuant to applicable New Jersey Statutes.

SECTION 3. Any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Allenhurst Borough Code are ratified and remain in full force and effect.

SECTION 4. If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions of applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION 5. This Ordinance shall take effect immediately upon its passage and adoption according to law.

VOTE: Comm. McLoughlin - ___; Comm. Bolan- ___; Mayor McLaughlin- ___

RESOLUTIONS

RESOLUTION #2021-118

A RESOLUTION TO RATIFY AND APPROVE MINUTES

Offered By:

Seconded By:

BE IT RESOLVED, That the minutes of the Regular Meeting of April 27, 2021 be ratified and approved.

VOTE: Comm. McLoughlin - ___; Comm. Bolan- ___; Mayor McLaughlin- ___

RESOLUTION #2021-119

A RESOLUTION TO DISPENSE WITH READING OF MINUTES

Offered By:

Seconded By:

BE IT RESOLVED, That the Clerk dispense with the reading of the Regular Meeting of April 27, 2021.

VOTE: Comm. McLoughlin - ___; Comm. Bolan- ___; Mayor McLaughlin- ___

RESOLUTION #2021-120

A RESOLUTION TO ADOPT CABANA LICENSING RULES FOR THE ALLENHURST BEACH CLUB

Offered By:

Seconded By:

WHEREAS, The Board of Commissioners have previously adopted Cabana Licensing Rules at the Allenhurst Beach Club; and,

WHEREAS, Any changes to these rules will be made by resolution of the Board of Commissioners;

NOW, THEREFORE, BE IT RESOLVED, That the following Cabana Licensing Rules be readopted by the Allenhurst Board of Commissioners as of May 18, 2021:

ABC LICENSING RULES

ADOPTED BY THE BOARD OF COMMISSIONERS OF THE BOROUGH OF ALLENHURST

1. The resident cabana list is reserved for taxpaying residents of the Borough of Allenhurst. Non-taxpaying residents will be removed from this list. For example, children who currently reside with their parents and do not maintain a separate residence in Allenhurst will be removed from the resident cabana list.
2. Until the resident cabana list has been exhausted all open cabanas will be made available to residents on this list.
3. Cabanas will only be licensed to those who rent or own residences in the State of New Jersey. Proof of rental will be required. The rental period must be a minimum period of six weeks. Proof of a Certificate of Occupancy may be required.
4. A resident principal licensee may pass down their cabana to their child or next of kin if that next of kin owns a residence in Allenhurst or in the event that the next of kin maintains the ownership of the deceased principal's residence.

5. If a resident cabana licensee would like to add a tax paying resident child as a co-principal to their cabana and that child is on the waiting list, that child will surrender that spot on the list.
6. Married couples will be considered jointly as principals. In the event of a death or divorce, the spouse who maintains a residence in Allenhurst will be entitled to the cabana license. If both spouses move out of town, either or both spouses may appeal to the Board of Commissioners for a determination regarding said license.
7. Should an out of town resident pass away without a co-principal, that cabana license will terminate.
8. If a cabana licensee no longer resides in the state of New Jersey, the cabana license will terminate.
9. Only one cabana will be licensed to a residential address in Allenhurst. Multiple family members residing in one residence may only license one cabana.
10. In the event that a resident passes away and a trust is involved, members of the trust may appeal to the Board of Commissioners for a determination regarding said cabana license. As a general proposition, no business or corporate entity may license a cabana.
11. There shall be no sublicensing of cabana licenses. Any cabana licensee who is believed to be sublicensing their cabana will be provided notice by regular mail to appear before the Board of Commissions to address the issue at the risk of losing their cabana license. As a general proposition, no business or corporate entity may license a cabana.
12. A resident member of the ABC may be added as co-principal provided that the member has had a membership attached to that cabana for at least five consecutive years and is the principal's next of kin as defined by the NJ laws of intestate succession. This is a one-time opportunity such that the "added co-principal", except with respect to proviso's listed above whereby the person either is a taxpaying resident or maintains possession of the residence of the deceased.
13. An adult resident member may be added as a co-principal to a cabana, provided that member has had a membership attached to that cabana for the last five years and that member has been on the resident cabana list for at least 10 years. If this resident becomes a co-principal, he/she gives up their spot on the cabana list.
14. An adult non-resident member of the ABC may be added as co-principal, provided that the member has had a membership attached to that cabana for at least five consecutive years and is the principal's next of kin as defined by the NJ laws of intestate succession. This is a one-time opportunity such that the added next-of-kin co-principal may not then add another co-principal. This rule will become effective with the 2016 Beach Club season.
15. In a cabana with two co-principals, one or both of those co-principals can substitute an adult child as the co-principal within two years of the date adoption of these rules, provided that the adult child had a membership attached to that cabana for at least five consecutive years and is the principal's next of kin as defined by the NJ laws of intestate succession.
16. Any change to the cabana waiting list or beach club rules is to be done administratively by the Beach Commissioner.
17. The Board of Commissioners reserves the right to award or revoke cabana licenses in cases not specifically covered by the above rules.

VOTE: Comm. McLoughlin ____; Comm. Bolan ____; Comm. McLaughlin ____

RESOLUTION #2021-121
A RESOLUTION TO RE-ADOPT CABANA LIST

Offered By:

Seconded By:

WHEREAS, The Board of Commissioners have previously adopted cabana rules at the Allenhurst Beach Club; and,

WHEREAS, In conjunction with those rules, the Board has approved and adopted a waiting list for cabanas so that a record has been made; and,

WHEREAS, Any changes to this list will be made by resolution of the Board of Commissioners;

NOW, THEREFORE, BE IT RESOLVED, That the following list has been amended and is hereby approved by the Allenhurst Board of Commissioners as the official waiting list for cabanas as of May 18, 2021:

1	MARCH, JOAN	62	Z-21	5 CEDAR	7/18/2007
2	MAURO, ANTHONY	193	G-03	314 CORLIES	7/8/2009
3	SILVERMAN, MICHAEL	646	C-17	108 CEDAR	7/13/2009
4	GRIFFIN, JANEL	40	H-07	8 CEDAR	7/28/2009
5	SWEARER/FORBES, PAT	276	J-23	214 ALLEN	8/21/2009
6	CAUFIELD, KATHY & JIM	73	L-12	2 SPIER	8/26/2009
7	DWECK, JOSEPH & RACHEL	683	D-38	117 ALLEN	8/18/2010
8	PETTI, MARIE & MICHELLE	626	E-06	310 CORLIES	2/1/2011
9	MYER, ROSE	164	K-2	413 ALLEN	3/15/2011
10	KAMAJI, ALAIN &PASCALE	784	G-08	228 SPIER	6/1/2011
11	BEEGLE, JEAN & DR. WILLIAM	143	B-04	212 CEDAR	6/15/2012
12	SENET, NANCY	215	A-14	218 ELBERON	2/4/2013
13	STERNBERG, DENNIS & RANDI	335	D-24	1 CEDAR	2/20/2013
14	GLYNN, TOM & DINA	26	Z-29	312 ELBERON	2/20/2013
15	COHEN, JOE	767	E-36	4 CEDAR AVENUE	2/28/2013
16	CABASSO, LAVERNE AND ALAN	82	G-15	19 CORLIES	3/4/2013
17	BARNATHAN, JOSEPH	1024	G-20	55 NORWOOD	4/23/2013
18	TURTEL, PENNY & LARRY	1008	M-19	225 ALLEN	7/10/2013
19	BLANCO, EDWARD & BETH SUE	1004	D-29	310 SPIER	7/18/2013

20	BRAITLING, SHAUN & REBECCA	693	C-32	308 HUME	9/3/2013
21	AZIZO, BARBARA	474	G-27	9 CEDAR	10/9/2013
22	RYAN, PATRICIA & STEPHEN	118	B-03	118 CORLIES	3/24/2014
23	MICHALS, STEHPANIE	600	C-15	311 CORLIES	6/16/2014
24	SABBAGH, ROBIN	747	F-34	101 CORLIES	6/24/2014
25	KAMIN, JACK	747	F-34	306 ALLEN	7/7/2014
26	CATTAN, JOE	647	E-35	29 SPIER	7/7/2014
27	DWECK, ELI	800	F-03	303 ALLEN	7/16/2015
28	GABBAY, JOSEPH	797	F-24	25 CEDAR	8/15/2014
29	PELUSO, SAM	11	L-07	313 CEDAR	9/15/2014
30	ADES, MAURICE	1018	E-29	10 ALLEN	12/19/2014
31	GIALANELLA, MRS.	181	K-19	215 SPIER AVE	3/31/2015
32	TAWIL, VICTOR & MRS.	611	F-09	107 CEDAR	4/1/2015
33	MISHAN, BARBARA	749	G-09	206 SPIER	4/20/2015
34	LEVY, DANIELLA	1037	G-25	5 SPIER	5/4/2015
35	SHALAM, MAURICE	441	P-C	205 PAGE	5/12/2015
36	BETESH, STEVEN	577	E-31	4 SPIER AVE	7/28/2015
37	MIZRAHI, RONALD	658	L-22	303 CORLIES	8/17/2015
38	ANTEBY, HYMIE & REINA	766	E-21	303 NORWOOD	3/1/2016
39	HABERT, LEAH	665	F-32	302 ALLEN	6/16/2016
40	BEYDA, ROCHELLE	651	H-15	209 NORWOOD	7/11/2016
41	COHEN, SUSAN & ELLIOT	650	E-08	211 SPIER	7/14/2016
42	HABER, LILLIAN & DOUGLAS	744	E-30	30 SPIER	8/11/2016
43	HIDARY, STEVEN	1048	F-31	118 ALLEN	9/7/2016
44	MCNAMARA, JOHN	283	G-14	503 PAGE	2/1/2017
45	RACANIELLO, GERALDINE	228	B-15	111 ALLEN AVEN	4/11/2017
46	TOMAINO, KATHY & JOHN	1078	L-07	212 SPIER AVE	5/5/2017
47	MOSSERI, SOLOMON	704	F-22	231 CORLIES	6/23/2017
48	HIDARY, EDDIE	1048	G-09	233 CORLIES	10/30/2017
49	ABBATTIELLO, JACQUELINE	761	J-19	17 ELBERON	3/27/2018

50	MAMIYE, JEFFREY	1115	D-23	306 CEDAR	4/12/2018
51	DANA, ISAAC	1137	I-15	311 SPIER	5/25/2018
52	SHAMAH, MICHAEL & NINA	611	F-09	224 SPIER	7/9/2018
53	ROFE, ELAN & IRENE	1089	K-20	305 CEDAR	7/11/2018
54	GREENFIELD, ADAM	1089	K-20	305 CEDAR	7/11/2018
55	STEWART, KAREN	9	A-04	110A CORLIES AVENUE	8/24/2018
56	ZEITOUNEY, SOPHIA	1080	H-5	32 SPIER AVENUE	9/12/2018
57	FALACK, MARVIN	560	F-24	114 ALLEN AVENUE	3/6/2019
58	FLAHIVE, Bill and Carol	1143	f-06	505 page avenue	5/9/2019
59	GINA RYAN	1128	l-05	306 ELBERON AVENUE	5/22/2019
60	BARBARA DABAH	1013	f-04	5 ELBERON AVENUE	8/12/2019
61	EDDIE & EILEEN SHALAM	749	G-09	231 ELBERON/227 ALLEN	9/10/2019
62	RALPH DWECK	1145	F-08	2 CEDAR AVENUE	1/2/2020
63	CLAUDIE HOULOU	1153	C-11	203 ALLEN AVENUE	5/13/2020
64	IKE DWECK	1039	C-35	116 ALLEN AVENE	6/11/2020
65	JENNIFER POLICASTRO	1167	J-22	309 HUME STREET	8/26/2020
66	EZRA AZIZO	1132	C-23	409 PAGE AVE	4/15/2021
67	ADELE SHAMIE	1157	J-10	238 ELBERON AVE	4/16/2021

VOTE: Comm. McLoughlin____; Comm. Bolan____; Comm. McLaughlin____

RESOLUTION #2021-122
A RESOLUTION TO APPROVE SUMMER HOURS

Offered By:

Seconded By:

BE IT RESOLVED, That the following schedule of summer hours for Borough Hall shall become effective Friday, May 28, 2021 and end Friday, September 10, 2021:

Monday - Thursday

8 AM - 4:30 PM

Friday

8 AM - 2:00 PM

VOTE: Comm. McLoughlin____; Comm. Bolan____; Mayor McLaughlin____

RESOLUTION 2021-123

A RESOLUTION TO AUTHORIZE PAYMENT TO CONTRACTOR FOR EMERGENCY REPAIRS TO THE POOL FILL LINE AT THE ABC

Offered By:

Seconded By:

WHEREAS, The Borough experienced a damage to the Pool Fill Line at the Allenhurst Beach Club, which required immediate repair; and,

WHEREAS, The Borough Administrator determined an emergency existed pursuant to NJSA 40A:11-6 and awarded an emergency contract to Burke Contracting, to affect the repairs; and,

WHEREAS, Funds for this purpose shall be provided through the “2018-15 Various Capital Improvements”, and the Chief Finance Officer has so certified;

NOW THEREFORE, BE IT RESOLVED, The Board of Commissioners of the Borough of Allenhurst hereby confirms the emergency contract awarded to Burke Contracting and authorizes payment in the amount of \$8,900.00.

VOTE: Comm. McLoughlin ____; Comm. Bolan ____; Comm. McLaughlin ____

RESOLUTION #2021-124

A RESOLUTION TO AWARD CONTRACT FOR PURCHASE OF BODY WORN CAMERAS FOR THE POLICE DEPARTMENT

Offered By:

Seconded By:

WHEREAS, There is a need for the Police Department to purchase Body Worn Cameras; and,

WHEREAS, Funds for this purpose will be provided for in the current account known as “Police Misc #1-01-25-745-218”, and the Chief Finance Officer has so certified;

WHEREAS, The following three quotes were received from the following vendors and are on file with the Borough Clerk:

Stalker Radar, Applied Concepts Inc.	\$22,805.00
Motorola Solutions/WatchGuard	\$29,400.00
Axon Enterprise, Inc.	\$58,732.57

THEREFORE, BE IT RESOLVED, That a contract be awarded to Stalker Radar, Applied Concepts Inc.. for a cost of \$22,805.00, the lowest of quotes received for Body Worn Cameras for the Police Department.

VOTE: Comm. McLoughlin ____; Comm. Bolan ____; Comm. McLaughlin ____

RESOLUTION #2021-125

A RESOLUTION TO HIRE SEASONAL EMPLOYEES

Offered By:

Seconded By:

BE IT RESOLVED, That the following be hired for the 2021 summer season commencing on May 29, 2021:

Tesfaye Deressa	Maintenance	\$16.00	per hour
Dylan Gargulinsky	Recreation	\$11.10	per hour
Madison Martin	Recreation	\$11.10	per hour
Ava Scotto	Recreation	\$11.10	per hour
Aidan Shivas	Shivas	\$11.10	per hour
Maggie Leys	Swim Instructor	\$300.00	per season
Dylan Steward	Junior Lifeguards	\$400.00	per season
Elise Warner	Junior Lifeguards	\$400.00	per season
Harry Greenspan	Junior Lifeguards	\$250.00	per season
Arely Ramirez			
Vargas	Maintenance	\$16.00	per hour

VOTE: Comm. McLoughlin____; Comm. Bolan____; Comm. McLaughlin____

RESOLUTION #2021-126
A RESOLUTION TO APPROVE EXECUTIVE SESSION

Offered By: _____ Seconded By: _____

WHEREAS, State law permits the exclusion of public in certain circumstances; and,
WHEREAS, The Board of Commissioners of the Borough of Allenhurst finds that such circumstances currently exist; and,

WHEREAS, The Board of Commissioners will make public, minutes of the closed session when confidentiality no longer exists;

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners that they are hereby authorized to enter into closed session to discuss legal/contractual matters which are exempt from the public meeting under the Sunshine Law.

VOTE: Comm. McLoughlin____; Comm. Bolan____; Comm. McLaughlin____

RESOLUTION #2021-127
A RESOLUTION TO APPROVE BILLS AND PAYROLL (5-1-2021 to 5-15-2021)

Offered By: _____ Seconded By: _____

BE IT RESOLVED, That bills and payroll totaling \$991,285.59 be approved for payment; and,

BE IT FURTHER RESOLVED, That the May 15, 2021 consolidated bill list be attached hereto and made a part thereof.

VOTE: Comm. McLoughlin____; Comm. Bolan____; Comm. McLaughlin____